

**Consideration of citizen petition to modify rules governing primitive camping at Monroe Lake and recommendations of committee of DNR employees appointed by the Director to evaluate the petition; Administrative Cause No. 12-050P**

**INTRODUCTION**

On March 6, 2012, a petition was sent to the NRC seeking to modify rules and policies governing primitive camping on properties. A copy of the petition is attached. Clarence McKinney asked why the DNR was now enforcing the limits on camping in this remote area of the east end of Monroe Lake after years of camping in this area. As a result of this petition, the Department conducted an internal review of the rules and policies related to primitive camping and how they apply to Lake Monroe, a leased Corps of Engineers property, located in Monroe and Brown County.

A committee of five DNR employees was selected by the Director to review the petition. Those members were Jim Roach, Monroe Lake Manager; Marian England, Legal Analyst; Dale Briar, Division of Outdoor Recreation; Dan Ernst, Assistant State Forester; John Bergman, Assistant Director, State Parks and Reservoirs.

This committee traveled to Monroe Lake in April to view the area where the petitioner sought authorization for primitive camping. After a thorough review, the committee recommends the petition be denied as follows:

Regulations cited for not opening these areas are as follows:

- (1) Commission rule 312 IAC 8-2-11 is designed to control specific activities that have adverse effects on Natural Resources.
- (2) Federal Regulation Title 36, Part 327 paragraph 7, pertaining to lands, in this case leased to the Indiana Department of Natural Resources, restricts camping in non-designated areas.
- (3) Indiana Department of Health Rule 410 IAC 6-7.1-35. By definitions and requirements, maintaining these areas as campgrounds without compliance would be unlawful.

Additional Management reasons for not opening these areas around Monroe Reservoir are as follows:

- (1) These areas are very isolated, and public safety is a major concern.
- (2) Local residents have voiced concerns about private property damage.
- (3) These areas are very subject to flash and long term flooding.
- (4) These areas are 35 miles from maintenance facilities. Sending someone to maintain and patrol these areas is a commitment agency resources cannot support effectively.
- (5) These areas have become permanent locations for long-term transient camping.

**RECOMMENDATION**

The committee recommends the petition be denied and that the current ban on camping in unauthorized areas of Monroe Lake be retained. However, the Department would offer the petitioner and others, who have used these areas in the past for overnight parking, the use of the Horse Camp at Brown County State Park for camping by persons hunting lawfully on DNR properties located in Brown and Monroe counties. This campground is only approximately seven miles from the areas the petitioner wishes to "camp". (In addition, the "family" campgrounds have always been available at Brown County State Park and nearby Yellowwood State Forest for hunters utilizing the east end of Monroe Lake.) Therefore the Department of Natural Resources recommends the Commission, to support public health, safety, and the efficient management of limited agency resources, that the petition is otherwise denied.

Date: 3/6/2012

From: Clarence McKinney  
6327 W. old Princeton Rd.  
Owensville , In. 47665

Administrative Cause  
Number: 12-058P

To: Division of Hearings  
Natural Resources Commission  
Indiana Government Center-North  
100 North Senate Avenue, Room N 501  
Indianapolis, IN 46204

This is a petition to modify or change the Rule/Policy: To allow primitive camping on certain areas on the now called Monroe Properties. The specific area of interest is in the area of Blue Creek Rd., Elkinsville area, ( see attached high lighted map ).

The Rule in question: Article 8, Public Use of Natural and Recreational areas.  
Specifically page 15 of NRC Rules and Regulation, Article 312 IAC 8-2-11.

I have stated the area of my interest, but I am sure there are other areas on the Monroe Properties and other areas through-out the State in which some primitive camping areas can be established.

**History or Background:**

I have been hunting, fishing and camping in the above mentioned areas for the past fifty ( 50 ) years. My dad and myself started camping in this area in 1961, and at that time primitive camping was not only permitted but was encouraged by lake management and the Forest Dept. In the 1970's the DNR ? started closing roads and destroying bridges to restrict access.

We have used this area for recreational purposes in the spring , summer and fall. Over the past forty years, the DNR have continued to close areas and restrict access to camping. And during this time frame, they have introduced and expanded Horse back riding, Hiking and Cycling trails. And now stopping primitive camping.

I assume there is some sort of white Papers associated with the decision to stop primitive camping?

At the high point of primitive camping in the above mentioned areas, there would be as many as one hundred campers/or camp sites and over time it has continued to decline and not because of lack of interest, but because of un-available camp sites.

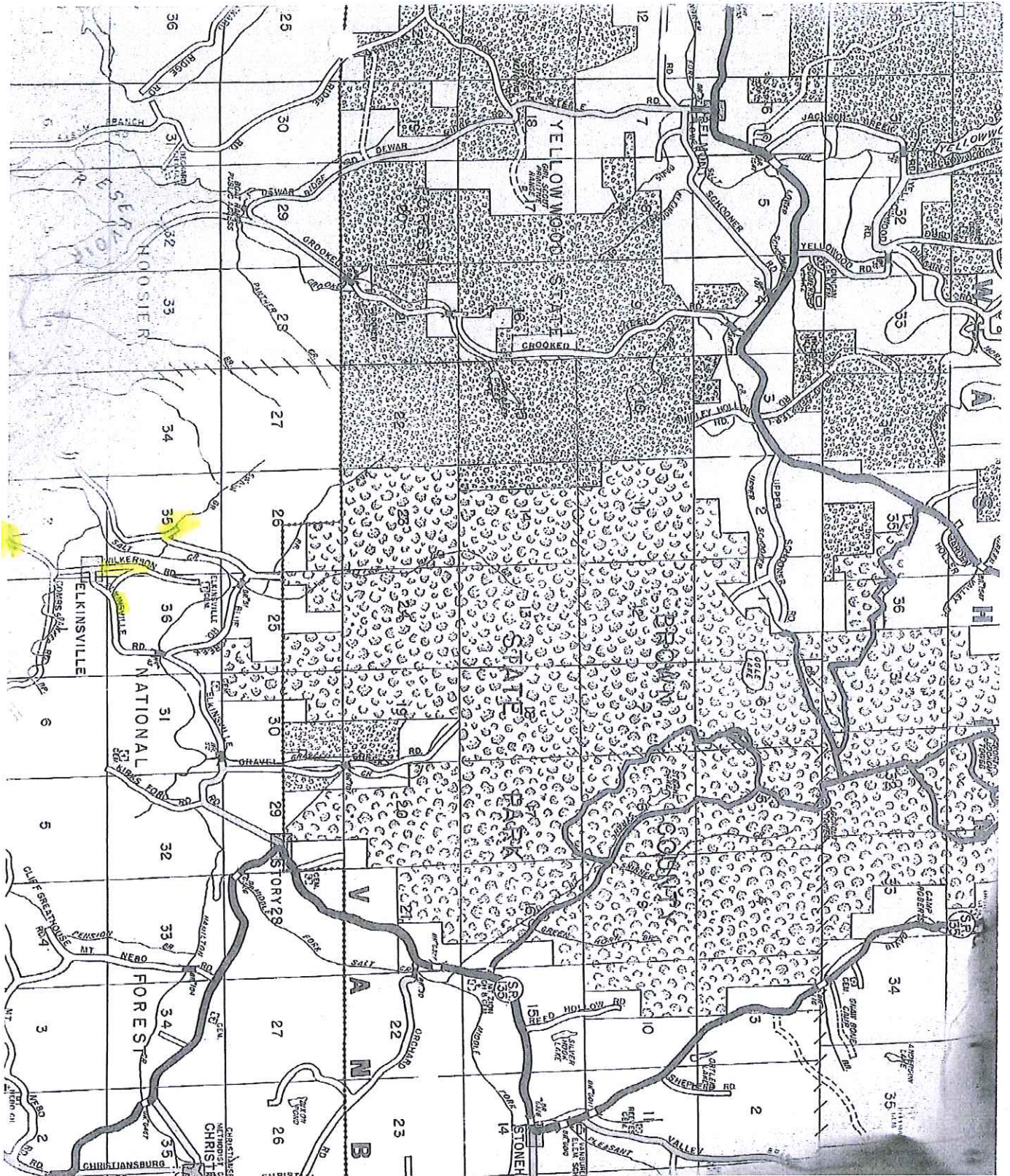
I would like the DNR to re-visit the policy o "NO" primitive camping in these areas and other areas through-out the state. This will un-doubly involve an environmental impact study, but I am sure primitive camping will not have as great of an impact as Horse back riding or Boaters on Lake Monroe.

The DNR indicated to me , that the primitive camping was stopped because of Illegal activities in this area. I have discussed this issue with some local neighbors, Deputy Sheriffs and C.O.'s and it my understanding that the illegal activities ( mentioned above ) were by local residents and not campers. In either case there should be some White Papers indicating these occurrences—either way?

I would appreciate the opportunity to discuss this issue with the Director of the DNR, the Property Manager or anyone else, in an attempt to gain support for my proposal.

Thank you,  
Clarence McKinney  
Home phone 812-729-7399  
Cell phone 812-677-1691







June 19, 2012

Administrative Cause Number 12-050P

Mr. McKinney has petitioned The Department of Natural Resources Commission to modify or change Rule 312IAC 8-2-11. Specific to paragraph (a), which states "A person must not place or maintain a camp, tent, or trailer except during period and at sites authorized by the Department for camping"

In Mr. McKinney's Petition, he has asked that we allow primitive camping in outlying areas of Monroe Reservoir and other areas throughout the State.

Representatives from the Division of State Parks and Reservoirs, Division of Forestry, and the Division of Fish and Wildlife met and toured the specific area in question at Monroe Reservoir. We were all in agreement that opening this area and potentially other non-designated areas around the State to primitive camping would not be an acceptable response to this Petition.

Regulations cited for not opening these areas are as follows:

- #1. DNR Rule 312 IAC 8-2-11 Property Regulations are designed to control specific activities that have adverse effect on Natural Resources.  
(a) Copy attached
- #2. Federal Regulation Title 36, Part 327 paragraph 7. Pertaining to lands, in this case, leased to the Indiana Department of Natural Resources restricts camping in non-designated areas.  
(a) Copy attached
- #3. Indiana Department of Health Rule 410 IAC 6-7.1-35. By definitions and requirements maintaining these areas as campgrounds without compliance would be unlawful.  
(a) Copy attached

Additional Management reasons for not opening these areas around Monroe Reservoir are as follows:

- #1. These areas are very isolated and Public safety is a major concern.
- #2. Local residents are concerned about private property damage.
- #3. These areas are very subject to flash and long term flooding.
- #4. These areas are 35 miles from maintenance facilities. Sending someone to maintain and patrol these areas is a commitment our resources can't support.
- #5. These areas have become permanent locations for long term transient camping.

History: Some of these areas around the Reservoir were used as "unofficial" camping. These areas were primarily used during hunting season, but were also used as locations for group camping by individuals who could/would not conform to established rules and regulations. Much of this activity involved alcohol, drug use, and discharging of firearms. In the fall of 1989, during deer season, there was a significant rain event. The Lake elevation rose 11 feet in 24 hours. This area became inundated and the flood trapped 20 individuals along with all of their equipment and vehicles. We were able to rescue all the individuals however several vehicles and two camper trailers were totally destroyed. One individual suffered a heart attack and it took rescue crews almost 4 hours to find him and transport to EMS. After our post incident assessment it was determined



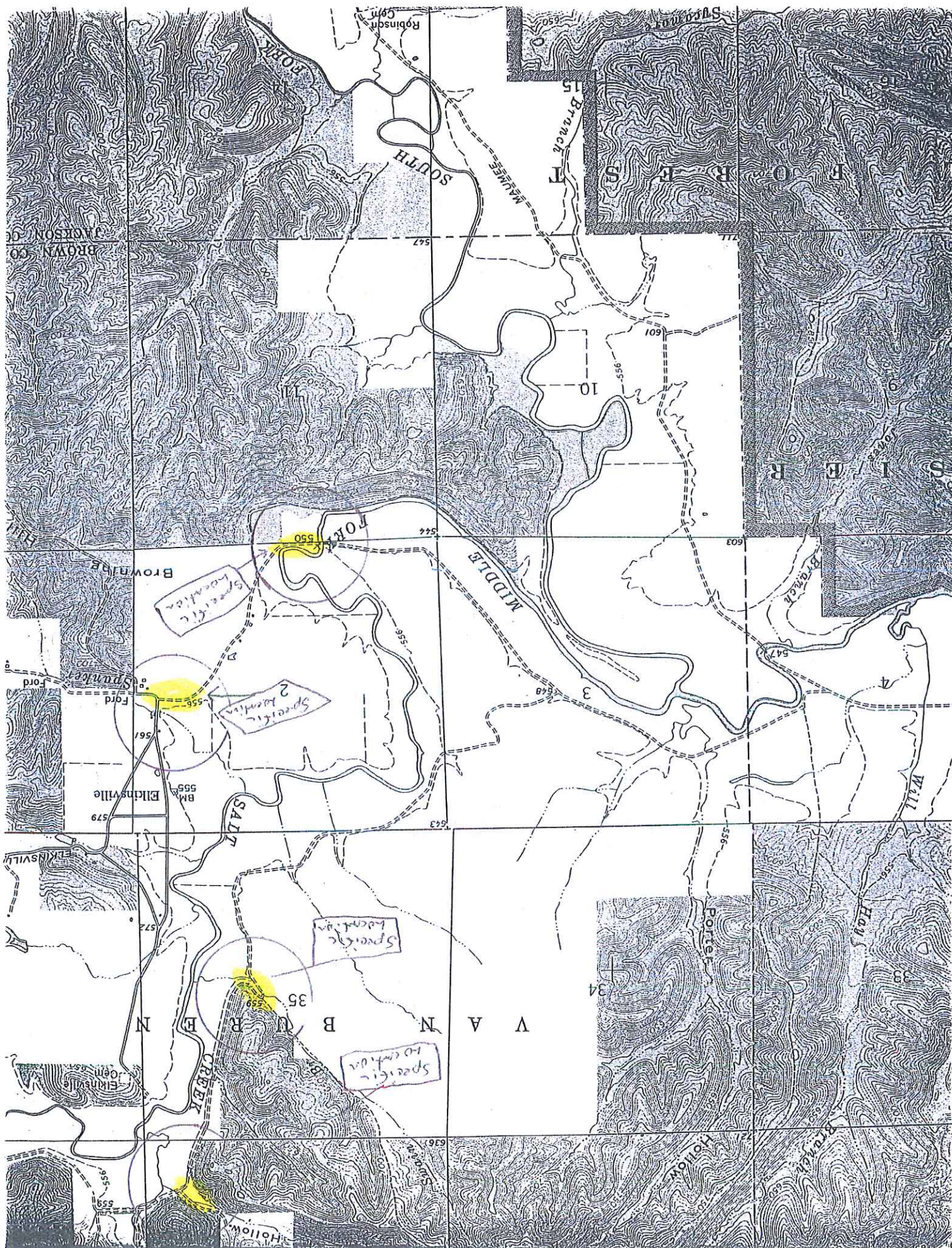
Indiana Department of Natural Resources

Mitchell E. Daniels, Jr., Governor  
Robert E Carter, Jr., Director

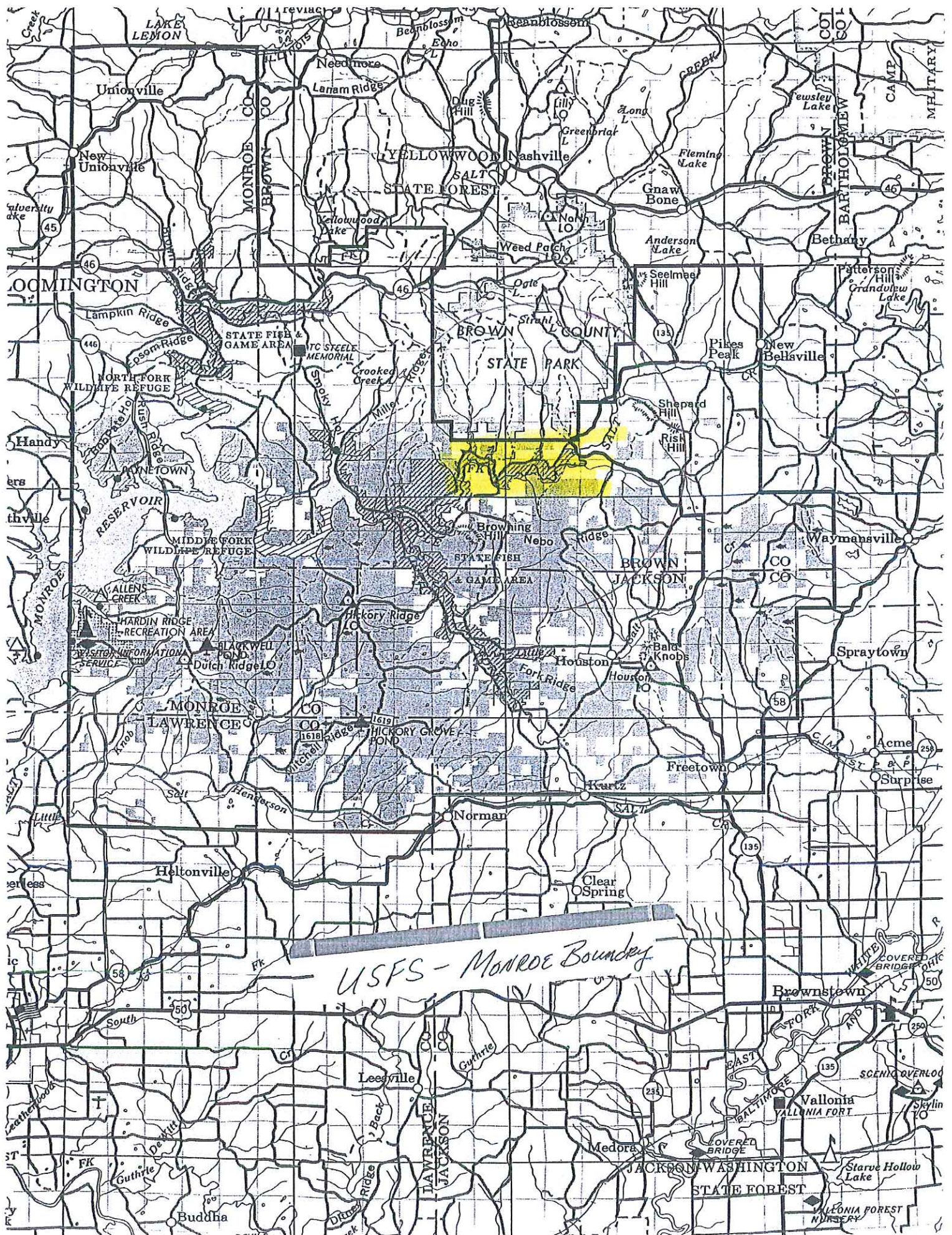
that restricting camping in these areas was warranted. We petitioned the Brown County Commissioners to close some unmaintained roads that were subject to yearly flooding. We presented this option through Public Hearing process and with the Brown County Board of Commissioners support the Elkinsville to Crooked Creek Road was closed to vehicular traffic in 1999. The Public was still able to utilize this area for all activities however vehicle use was restricted. In 2001 we again when to the Brown county Commissioners requesting the road from the collapsed Browning Bridge to the Lawrence/Brown county line are closed to all but foot traffic. Through Public meetings this was also approved. Both of these closures resulted in reducing the number of these unofficial campsites. There were still many areas of the Reservoir that people were setting up camps. In 2005 Tom McAfoose, USACE Ranger started making a concerned effort to patrol these areas and informing campers that they were in violation of Title 36 and IDNR Property Regulations. On 7/25/06 Mr. McAfoose met with Jim Roach, Monroe Reservoir Property Manager and Lt. Dennis Koontz ICO District 6 Commander requesting we step up our efforts in restricting all camping in unauthorized areas. In the ACOE opinion, DNR was in violation of our Lease in allowing this unauthorized activity. Some of the people utilizing these areas were hunters who were camping during the hunting seasons. There were however, many who were using these camps for semi permanent lodging locations and other unlawful activities. We began working in these areas informing people they would no longer be able to utilize these areas for camping. No other legal activity would be affected. In 2009 we posted "No Camping in This Area" signs at all Hunter Check Stations and all Property Wildlife Managements Unit signs. Starting in 2010 we began strict Enforcement and requested all individuals camping in these areas remove their equipment. To date no citations have been issued for unauthorized camping. In the fall of 2011 I requested through Division of State Parks and Reservoir Management, hunters be allowed to utilize the Horseman Campground in Brown County State Park as an alternative location to camp. This Campground is less than 7 miles from all locations Mr. McKinney has requested to be allowed to camp on Monroe Reservoir. This Campground offers some Security, electric if needed and toilet facilities. Most people who have been advised of this alternative were very pleased.

We believe offering this alternative, increasing the Public's safety, and reducing negative impact on the Resource is the best Management practice.





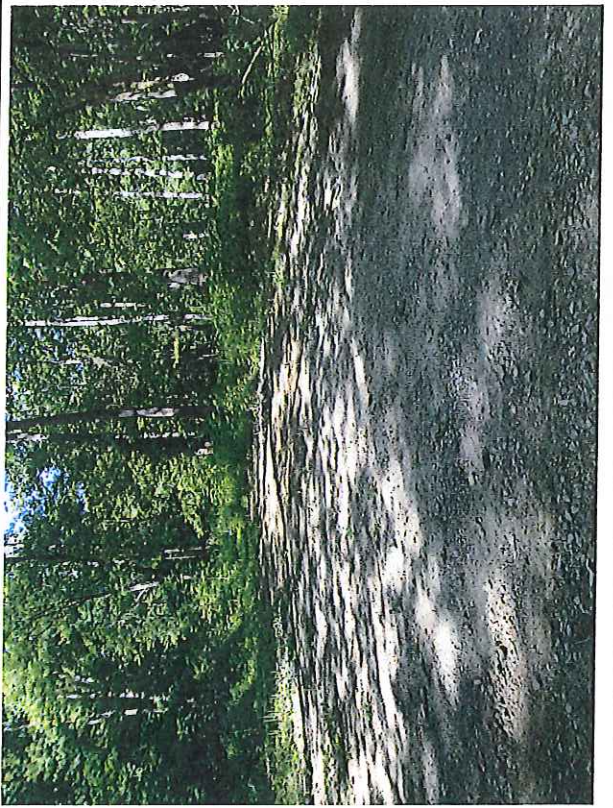














Picnicking and related day-use activities are permitted, except in those areas where prohibited by the District Commander.

[65 FR 6900, Feb. 11, 2000]

#### § 327.7 Camping.



- (a) Camping is permitted only at sites and/or areas designated by the District Commander.
- (b) Camping at one or more campsites at any one water resource project for a period longer than 14 days during any 30-consecutive-day period is prohibited without the written permission of the District Commander.
- (c) The unauthorized placement of camping equipment or other items on a campsite and/or personal appearance at a campsite without daily occupancy for the purpose of reserving that campsite for future occupancy is prohibited.
- (d) The digging or leveling of any ground or the construction of any structure without written permission of the District Commander is prohibited.
- (e) Occupying or placement of any camping equipment at a campsite which is posted or otherwise marked or indicated as "reserved" without an authorized reservation for that site is prohibited.

[65 FR 6900, Feb. 11, 2000]

#### § 327.8 Hunting, fishing, and trapping.



- (a) Hunting is permitted except in areas and during periods where prohibited by the District Commander.
- (b) Trapping is permitted except in areas and during periods where prohibited by the District Commander.
- (c) Fishing is permitted except in swimming areas, on boat ramps or other areas designated by the District Commander.
- (d) Additional restrictions pertaining to these activities may be established by the District Commander.
- (e) All applicable Federal, State and local laws regulating these activities apply on project lands and waters, and shall be regulated by authorized enforcement officials as prescribed in §327.26.

[65 FR 6900, Feb. 11, 2000]

#### § 327.9 Sanitation.



- (a) Garbage, trash, rubbish, litter, gray water, or any other waste material or waste liquid generated on the project and incidental to authorized recreational activities shall be either removed from the project or deposited in receptacles provided for that purpose. The improper disposal of such wastes, human and animal waste included, on the project is prohibited.



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SANITARY ENGINEERING

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Submission of plans	(410 IAC 6-6-12) (IC 16-41-27-22)	\$100 to \$1,000
Swimming pools	(410 IAC 6-6-13)	\$100 to \$500
Conditions for health and safety	(410 IAC 6-6-14)	\$100 to \$1,000
Domestic animals and house pets	(IC 16-41-27-16)	\$10 to \$100
Attendant or caretaker	(IC 16-41-27-9)	\$100 to \$500
Interference with department or its agent		\$100 to \$1,000

(e) After determining the appropriate penalty based on the schedule in this section, the department may adjust the penalty to reflect a good faith effort to comply by the owner or operator of a mobile home community.

(f) Each individual penalty will be multiplied by the number of days the particular violation occurred. Penalties for violations occurring in two (2) consecutive inspections by the department shall be assessed on the basis that the violations have remained uncorrected over the period of time between the two (2) inspections.

(g) Penalties for all violations will be totaled and sought under one (1) cause of action.

(h) After filing an action under IC 4-21.5, and in an attempt to resolve violations of IC 16-41-27 and this rule without resort to a hearing, the department may negotiate and enter into agreed orders. An agreed order may suspend all or part of the civil penalty calculated under the requirements and deadlines established in the agreed order. (*Indiana State Department of Health; 410 IAC 6-6-14.1; filed Oct 6, 1989, 4:30 p.m.: 13 IR 279; errata filed Jan 5, 1990, 5:00 p.m.: 13 IR 902; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234; errata filed Dec 31, 2003, 12:00 p.m.: 27 IR 1890; filed Mar 5, 2007, 2:38 p.m.: 20070404-IR-410050328FRA; errata filed Aug 22, 2007, 9:16 a.m.: 20070829-IR-410050328ACA*)

#### **410 IAC 6-6-15 Incorporation by reference**

Authority: IC 16-19-3-4; IC 16-41-27-8

Affected: IC 16-41-27

Sec. 15. (a) "Recommended Standards for Wastewater Facilities", 1997 Edition, a report of the Great Lakes-Upper Mississippi River Board of State and Provincial Public Health and Environmental Managers, is hereby incorporated by reference as part of this rule.

(b) Incorporated materials are available from:

Health Education Services, Inc.

P.O. Box 7126

Albany, NY 12224

or available for public review at the department. (*Indiana State Department of Health; 410 IAC 6-6-15; filed Aug 7, 1981, 2:04 p.m.: 4 IR 1823; readopted filed Jul 11, 2001, 2:23 p.m.: 24 IR 4234; filed Mar 5, 2007, 2:38 p.m.: 20070404-IR-410050328FRA*)

#### **Rule 7. Camp Sanitation and Safety (Repealed)**

(*Repealed by Indiana State Department of Health; filed Jun 27, 2002, 1:30 p.m.: 25 IR 3757*)

#### **Rule 7.1. Campgrounds**

##### **410 IAC 6-7.1-1 Definitions**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 1. The definitions in this rule apply throughout this rule. (*Indiana State Department of Health; 410 IAC 6-7.1-1; filed Jun 27, 2002, 1:30 p.m.: 25 IR 3743; readopted filed Jul 14, 2008, 2:14 p.m.: 20080806-IR-410080322RFA*)

##### **410 IAC 6-7.1-2 "Bathing beach" defined**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 2. "Bathing beach" means a body of water not contained within a structure, chamber, or tank and used for swimming,



diving, or recreational bathing. *(Indiana State Department of Health; 410 IAC 6-7.1-2; filed Jun 27, 2002, 1:30 p.m.: 25 IR 3743; readopted filed Jul 14, 2008, 2:14 p.m.: 20080806-IR-410080322RFA)*

**410 IAC 6-7.1-3 "Campground" defined**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 3. "Campground" means an area or tract of land where campsites are leased or rented and where provisions are made for ten (10) or more tents, recreational vehicles, park models, or vacation mobile homes. A campground is established, operated, and maintained for recreational, health, education, sectarian, business, or tourist activities away from established residences. The term, as used in this rule, does not include primitive campgrounds, youth camps, or tracts of land divided into individually deeded lots. *(Indiana State Department of Health; 410 IAC 6-7.1-3; filed Jun 27, 2002, 1:30 p.m.: 25 IR 3743; readopted filed Jul 14, 2008, 2:14 p.m.: 20080806-IR-410080322RFA)*

**410 IAC 6-7.1-4 "Campsite" defined**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 4. "Campsite" means an individual camping space set aside in a campground for a tent, recreational vehicle, or vacation mobile home. *(Indiana State Department of Health; 410 IAC 6-7.1-4; filed Jun 27, 2002, 1:30 p.m.: 25 IR 3743; readopted filed Jul 14, 2008, 2:14 p.m.: 20080806-IR-410080322RFA)*

**410 IAC 6-7.1-5 "Department" defined**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 5. "Department" means the Indiana state department of health. *(Indiana State Department of Health; 410 IAC 6-7.1-5; filed Jun 27, 2002, 1:30 p.m.: 25 IR 3743; readopted filed Jul 14, 2008, 2:14 p.m.: 20080806-IR-410080322RFA)*

**410 IAC 6-7.1-6 "Dependent campsite" defined**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 6. "Dependent campsite" means a campsite without an individual sewer connection. *(Indiana State Department of Health; 410 IAC 6-7.1-6; filed Jun 27, 2002, 1:30 p.m.: 25 IR 3743; readopted filed Jul 14, 2008, 2:14 p.m.: 20080806-IR-410080322RFA)*

**410 IAC 6-7.1-7 "Gray water" defined**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 7. "Gray water" means wastewater originating from dish washing, hand washing, laundering, showers, or sinks. *(Indiana State Department of Health; 410 IAC 6-7.1-7; filed Jun 27, 2002, 1:30 p.m.: 25 IR 3743; readopted filed Jul 14, 2008, 2:14 p.m.: 20080806-IR-410080322RFA)*

**410 IAC 6-7.1-8 "Independent campsite" defined**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 8. "Independent campsite" means a campsite with individual water and sewer connections. *(Indiana State Department of Health; 410 IAC 6-7.1-8; filed Jun 27, 2002, 1:30 p.m.: 25 IR 3743; readopted filed Jul 14, 2008, 2:14 p.m.: 20080806-IR-410080322RFA)*



**410 IAC 6-7.1-9 "Local health officer" defined**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 9. "Local health officer" means the health officer of any local health department or their authorized representative. (*Indiana State Department of Health; 410 IAC 6-7.1-9; filed Jun 27, 2002, 1:30 p.m.: 25 IR 3743; readopted filed Jul 14, 2008, 2:14 p.m.: 20080806-IR-410080322RFA*)

**410 IAC 6-7.1-10 "Person" defined**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 10. "Person" means any individual, firm, partnership, company, corporation, trustee, association, municipality, county, authority, estate, or public or private entity owning, conducting, controlling, managing, or operating a campground. (*Indiana State Department of Health; 410 IAC 6-7.1-10; filed Jun 27, 2002, 1:30 p.m.: 25 IR 3743; readopted filed Jul 14, 2008, 2:14 p.m.: 20080806-IR-410080322RFA*)

✓ **410 IAC 6-7.1-11 "Primitive campground" defined**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 11. "Primitive campground" means an area or tract of land without water supply systems, electricity, or toilets and having no vehicular access. (*Indiana State Department of Health; 410 IAC 6-7.1-11; filed Jun 27, 2002, 1:30 p.m.: 25 IR 3744; readopted filed Jul 14, 2008, 2:14 p.m.: 20080806-IR-410080322RFA*)

**410 IAC 6-7.1-12 "Public sewer" defined**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 12. "Public sewer" means a sewage disposal facility provided by a utility, municipality, conservancy district, or regional sewer district. (*Indiana State Department of Health; 410 IAC 6-7.1-12; filed Jun 27, 2002, 1:30 p.m.: 25 IR 3744; readopted filed Jul 14, 2008, 2:14 p.m.: 20080806-IR-410080322RFA*)

**410 IAC 6-7.1-13 "Public water supply" defined**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 13. "Public water supply" means water supplied by a utility, municipality, conservancy district, regional water district, rural water corporation, or not-for-profit water corporation. (*Indiana State Department of Health; 410 IAC 6-7.1-13; filed Jun 27, 2002, 1:30 p.m.: 25 IR 3744; readopted filed Jul 14, 2008, 2:14 p.m.: 20080806-IR-410080322RFA*)

**410 IAC 6-7.1-14 "Recreational vehicle" defined**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 14. "Recreational vehicle" means a travel trailer, park model, collapsible trailer, truck-mounted camper, or motor home. (*Indiana State Department of Health; 410 IAC 6-7.1-14; filed Jun 27, 2002, 1:30 p.m.: 25 IR 3744; readopted filed Jul 14, 2008, 2:14 p.m.: 20080806-IR-410080322RFA*)



**410 IAC 6-7.1-15 "Sanitary dumping station" defined**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 15. "Sanitary dumping station" means a sewage inlet with cover surrounded by a concrete apron sloped to a drain, and a water outlet. The sanitary dumping station is for disposal of recreational vehicle holding tank waste. (*Indiana State Department of Health; 410 IAC 6-7.1-15; filed Jun 27, 2002, 1:30 p.m.: 25 IR 3744; readopted filed Jul 14, 2008, 2:14 p.m.: 20080806-IR-410080322RFA*)

**410 IAC 6-7.1-16 "Temporary campground" defined**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 16. "Temporary campground" means a campground operated not more than ten (10) consecutive days per event and not more than thirty (30) days a calendar year. Temporary campgrounds are under the jurisdiction of local health officers. (*Indiana State Department of Health; 410 IAC 6-7.1-16; filed Jun 27, 2002, 1:30 p.m.: 25 IR 3744; readopted filed Jul 14, 2008, 2:14 p.m.: 20080806-IR-410080322RFA*)

**410 IAC 6-7.1-17 "Tent" defined**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 17. "Tent" means a shelter with twenty-five percent (25%) or more of its walls or roof, or both, made of fabric. (*Indiana State Department of Health; 410 IAC 6-7.1-17; filed Jun 27, 2002, 1:30 p.m.: 25 IR 3744; readopted filed Jul 14, 2008, 2:14 p.m.: 20080806-IR-410080322RFA*)

**410 IAC 6-7.1-18 "Vacation mobile home" defined**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 18. "Vacation mobile home" means a manufactured housing unit not on a permanent foundation used for recreational living on a temporary basis and not occupied as a principal residence. (*Indiana State Department of Health; 410 IAC 6-7.1-18; filed Jun 27, 2002, 1:30 p.m.: 25 IR 3744; readopted filed Jul 14, 2008, 2:14 p.m.: 20080806-IR-410080322RFA*)

**410 IAC 6-7.1-19 "Water station" defined**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 19. "Water station" means a facility for filling water storage containers with potable water from an approved water system. (*Indiana State Department of Health; 410 IAC 6-7.1-19; filed Jun 27, 2002, 1:30 p.m.: 25 IR 3744; readopted filed Jul 14, 2008, 2:14 p.m.: 20080806-IR-410080322RFA*)

**410 IAC 6-7.1-20 Construction permit requirement**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 20. (a) Any person or persons planning the construction, addition to, or significant change in the construction of any campground shall, at least ninety (90) days prior to the initiation of any such construction, submit plans, drawn to scale, for review and approval by the department. These plans must be certified by a registered engineer or architect licensed to practice in Indiana.

(b) The department may waive the requirement for plan review for any project that it deems to be a minor alteration. (*Indiana State Department of Health; 410 IAC 6-7.1-20; filed Jun 27, 2002, 1:30 p.m.: 25 IR 3744; errata filed Jul 8, 2002, 1:47 p.m.: 25*

*IR 3769; readopted filed Jul 14, 2008, 2:14 p.m.: 20080806-IR-410080322RFA)*

**410 IAC 6-7.1-21 Campgrounds and campsites**

✓ Authority: IC 16-19-3-4  
Affected: IC 16-19-3

Sec. 21. (a) Campgrounds shall have designated campsites, and each site shall be plainly marked with a different number.

(b) No more than one (1) recreational vehicle or one (1) vacation mobile home shall be allowed on a designated campsite at the same time.

(c) The campground owner or operator shall have a plan of the campground. The plan must show the location of each designated campsite with the number assigned to it, and the location of any community buildings, wells, sanitary dumping stations, swimming pools, or sewage disposal systems. *(Indiana State Department of Health; 410 IAC 6-7.1-21; filed Jun 27, 2002, 1:30 p.m.: 25 IR 3744; readopted filed Jul 14, 2008, 2:14 p.m.: 20080806-IR-410080322RFA)*

**410 IAC 6-7.1-22 Conditions for health and safety**

Authority: IC 16-19-3-4  
Affected: IC 16-19-3

Sec. 22. No condition, situation, or installation shall be created, installed, or maintained that:

(1) may cause or result in a health or safety hazard; or

(2) may cause or transmit disease or harbor rodents or other vermin.

*(Indiana State Department of Health; 410 IAC 6-7.1-22; filed Jun 27, 2002, 1:30 p.m.: 25 IR 3745; readopted filed Jul 14, 2008, 2:14 p.m.: 20080806-IR-410080322RFA)*

**410 IAC 6-7.1-23 Campground water supplies**

Authority: IC 16-19-3-4  
Affected: IC 16-19-3

Sec. 23. (a) Campgrounds shall be provided with an adequate and convenient supply of potable water that meets 327 IAC 8. Potable water shall always be available for culinary, drinking, laundry, and bathing purposes.

(b) Wells shall be constructed, installed, and located in accordance 327 IAC 8 and 312 IAC 13. The construction and location of all campground wells with less than fifteen (15) service connections or serving less than twenty-five (25) people shall comply with all the requirements of this rule.

(c) A campground shall exclusively use a public water supply if public water is available within a reasonable distance. If a public water supply is not available, a campground shall have water supplied from a well that complies with the requirements of 327 IAC 8.

(d) Campground water supply and distribution systems shall have the capacity to deliver a minimum water pressure of twenty (20) pounds per square inch to all water stations and connections during periods of peak water usage. The water supply shall have capacity to meet total daily water demands. If a well or pump cannot meet peak or daily water demand, campgrounds shall be provided with sufficient usable storage capacity to meet the demand.

(e) The casing pipe of a well shall project not less than:

(1) twenty-four (24) inches above floor level or finished grade; or

(2) thirty-six (36) inches above the regulatory flood elevation if located in a designated flood hazard area identified by the Federal Emergency Management Agency.

(f) Water supplies shall have no well head, well casing, pump, pumping machinery, exposed pressure tanks, or suction piping located in any pit, room, or space, walled in or enclosed so it does not have free drainage by gravity to the ground surface at all times.

(g) Each campground shall provide one (1) or more accessible water stations of an approved design and located so no campsite is more than two hundred (200) feet from a water station. Water stations and sanitary dumping stations shall be a minimum of fifty (50) feet apart. A water station having an inside or outside threaded faucet shall have a pressure vacuum breaker installed to protect against back-flow.

(h) In lieu of water stations, individual water riser pipes may be installed at each campsite.



- (i) Water riser pipes shall be located and constructed to protect against damage from parking of recreational vehicles.
- (j) Water riser pipes shall:
  - (1) be at least one-half (½) inch in diameter;
  - (2) extend at least four (4) inches above ground; and
  - (3) be separated from sewer risers by not less than five (5) feet horizontally.
- (k) Stop-and-waste valves or yard hydrants that would allow aspiration or backflow of contaminated water into the potable water system shall not be used.
- (l) Wells and potable water distribution systems shall be disinfected after construction and after each repair. The water supply shall be tested and be bacteriologically acceptable in at least two (2) consecutive samples collected at least twenty-four (24) hours apart before it can be used. Each camper shall be advised to boil potable water until sample results reveal a safe water supply.
- (m) There shall be no direct physical connection between the campground potable water supply system and any nonpotable water supply system. (*Indiana State Department of Health; 410 IAC 6-7.1-23; filed Jun 27, 2002, 1:30 p.m.: 25 IR 3745; errata filed Aug 19, 2002, 1:57 p.m.: 26 IR 36; errata filed Aug 22, 2007, 9:18 a.m.: 20070829-IR-410070546ACA; readopted filed Jul 14, 2008, 2:14 p.m.: 20080806-IR-410080322RFA*)

#### **410 IAC 6-7.1-24      Campground sewage disposal**

Authority: IC 16-19-3-4

Affected: IC 13-18-12; IC 16-19-3

Sec. 24. (a) All sewage generated by a campground, including gray water, shall be disposed of via a connection to a public sewer if available within a reasonable distance from the campground. If a public sewer is not available within a reasonable distance, sewage disposal must comply with 410 IAC 6-12, 410 IAC 6-10, Bulletin S.E. 11, Bulletin S.E. 13, or applicable rules of the Indiana department of environmental management.

(b) If individual sewer connections are provided for recreational vehicles, these connections shall meet the following minimum requirements:

- (1) Each individual sewer riser shall be at least four (4) inches in diameter.
- (2) Each individual sewer connection shall be tightly capped when a recreational vehicle is not connected.
- (3) The rim of the riser pipe shall extend four (4) inches above the ground, and surface drainage shall be diverted away from the riser.

(c) Only wastewater management businesses licensed pursuant to IC 13-18-12 shall clean campground privies and portable toilets of waste. Privies must be pumped when the accumulated waste is within eighteen (18) inches of the privy floor. (*Indiana State Department of Health; 410 IAC 6-7.1-24; filed Jun 27, 2002, 1:30 p.m.: 25 IR 3745; readopted filed Jul 14, 2008, 2:14 p.m.: 20080806-IR-410080322RFA*)

#### **410 IAC 6-7.1-25      Sanitary dumping station**

Authority: IC 16-19-3-4

Affected: IC 16-19-3

Sec. 25. (a) All campgrounds, except those having only independent campsites, shall have at least one (1) sanitary dumping station for each two hundred fifty (250) dependent campsites or fraction thereof.

(b) Each sanitary dumping station must be equipped with the following:

- (1) A four (4) inch sewer riser pipe with a self-closing hinged cover or other tight-fitting closure.
- (2) A concrete apron at least three (3) feet in diameter and sloped to drain the area surrounding the inlet of the riser pipe.
- (3) A water outlet for sanitary maintenance of the station.
- (4) A sign located at the water outlet which states that the water is not for drinking, but for flushing and cleaning holding tanks and the dump station area.
- (5) A vacuum breaker installed downstream of the last shut-off valve that meets the requirements of 675 IAC 16.

(c) Sanitary dumping stations shall be capable of receiving a sewage flow of at least twenty (20) gallons per day for each dependent campsite served.

(d) Sanitary dumping stations utilizing holding tanks shall be capable of receiving a sewage flow of at least sixty (60) gallons per day for each dependent campsite served. (*Indiana State Department of Health; 410 IAC 6-7.1-25; filed Jun 27, 2002, 1:30 p.m.:*

### 312 IAC 8-2-11 Campsites and camping

(a) A person must not place or maintain a camp, tent, or trailer except during periods and at sites authorized by the department for camping. Between 11 p.m. and 7 a.m., a person must not occupy a site other than a designated campsite, cabin, or inn room unless otherwise authorized by a written permit.

(b) No more than six (6) individuals may lawfully occupy one (1) campsite in a family campground unless otherwise approved by an authorized representative.

(c) An individual at least eighteen (18) years of age must register at a campground on behalf of the persons in a group. The responsible person registering for a campsite must remain with the group during the camping period. Campers under eighteen (18) years of age must be accompanied by a person at least eighteen (18) years of age.

(d) A camping fee shall be paid in advance and entitles a group or family to occupy one (1) campsite for one (1) overnight period. The department may provide, on the written fee receipt, restrictions on use of the campsite that supplement the restrictions contained in this article.

(e) Campground occupancy is limited to fourteen (14) consecutive nights, unless another period is designated by the department. The property manager or another designated representative of the department may extend the duration of the occupancy for a period not to exceed sixty (60) days where a medical need is established. At the end of the camping period, a camping family or group must vacate the property and remove all equipment for at least forty-eight (48) hours.

(f) A person must not lease or sublease a campsite or equipment on site to another person.

(g) A person must not:

- (1) bathe; or
- (2) wash a:
  - (A) pet;
  - (B) dish or other cooking utensil; or
  - (C) other personal property;

at a drinking fountain, lavatory, or laundry tub. Dishwater must be disposed through proper sanitary facilities and must not be discharged on the ground. A boat or a vehicle must not be washed in a camping area.

(h) Quiet hours shall be observed from 11 p.m. until 7 a.m.

(i) Equine animals and llamas are allowed in a horsemen's campground but are prohibited from entering a family campground.

(j) A person must not dispose of refuse or garbage, except in a receptacle provided for that purpose.

(k) Check-out time from a campground is 2 p.m. on Monday through Saturday and 5 p.m. on Sunday or a holiday.

### 312 IAC 8-2-12 Other personal activities

(a) A person must leave a recreation area by 11 p.m. unless the person is:

- (1) lawfully using a camp, cabin, trailer, or inn; or
- (2) otherwise engaged in an authorized activity.

(b) A person must not use an audible device in a way or at a time that unduly disturbs another person. As used in this subsection, "audible device" includes any of the following:

- (1) A radio.
- (2) A television.
- (3) An audio tape player.
- (4) A compact disc player.
- (5) A musical instrument.
- (6) A motor.
- (7) An engine.
- (8) An electronic generator.
- (9) A similar device that produces sound.

(c) A person must not operate a public address system, except according to a license.

(d) A person must not possess fireworks.

(e) Except as approved by an authorized representative, a person must not enter a cave or the remains of a subsurface mine.